APR 1.9 2004 &

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this NOTICE OF APPEAL and the documents referred to as enclosed therein are being deposited with the United States Postal Service on the date indicated below with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 150, Alexandria VA 22313-1450.

Ariel Fletcher

Date of Deposit

Applicant: Maruyama, et al.

Serial No.: 08/852,020

Filed: May 6, 1997

Title: LAMBDOID BACTERIOPHAGE

VECTORS FOR EXPRESSION OF

FOREIGN PROTEINS

Group Art Unit: 1636

Confirmation No.: 6556

Examiner: G. G. Leffers

Our Ref.: TSRI 432.0 D1

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed December 15, 2003, finally rejecting claims 57-60.

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Michael J. McCarthy, Reg. No. 46,910

THE SCRIPPS RESEARCH INSTITUTE 10550 North Torrey Pines Road Mail Drop TPC 8 La Jolla, California 92037 (858) 784-2937